

JUDGE COTE
UNITED STATES DISTRICT COURT

Southern

District of

New York

SYNERGETICS USA, INC.,

SUMMONS IN A CIVIL ACTION

V.
ALCON LABORATORIES, INC. and ALCON,
INC.,

CASE NUMBER:

TO: (Name and address of Defendant)

Alcon, Inc.
Bosch 69
CH-6331 Hünenberg
Switzerland

08 CIV 3669

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

an answer to the complaint which is served on you with this summons, within 20 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

APR 16 2008

J. MICHAEL McMAHON

CLERK

DATE

(By) DEPUTY CLERK

AO 440 (Rev. 8/01) Summons in a Civil Action

RETURN OF SERVICE		
Service of the Summons and complaint was made by me ⁽¹⁾	DATE	5/2/08
NAME OF SERVER (PRINT) Jeffrey S. Mitchell, Jr.	TITLE	Process Server SCH 2784
Check one box below to indicate appropriate method of service		
<input checked="" type="checkbox"/> Served personally upon the defendant. Place where served: Allen, Inc 6202 South Fwy Fort Worth, TX 76134 <input type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left: <input type="checkbox"/> Returned unexecuted: <input type="checkbox"/> Other (specify):		
STATEMENT OF SERVICE FEES		
TRAVEL	SERVICES	TOTAL \$0.00
DECLARATION OF SERVER		
<p>I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.</p> <p>Executed on <u>5/6/08</u> <u>Jeffrey S. Mitchell, Jr.</u> Date Signature of Server</p> <p><u>2855 W Rantz Fort Worth, TX 76109</u> Address of Server</p>		



(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.